

12-15-2005 04:38pm From-FREUDENBERG NOK

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T-866 P.004/008 F-499

DEC 15 2005

Docket No.: 03-0019 (8470-000119/US)  
(PATENT)

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Patent Application of:  
Martin Novil et al.

Allowed: May 11, 2005

Application No.: 10/650339

Filed: August 28, 2003

Art Unit: 3676

For: Sealing Gasket with Flexible Stopper

Examiner: E. E. Peavey

**PETITION TO WITHDRAW APPLICATION FROM  
ISSUE PURSUANT TO 37 CFR 1.313(c)(2)**

MS 313(c)  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:


Petitioner hereby petitions the Commissioner to withdraw the above-identified application from issue. The Issue Fee in this application was timely paid on May 25, 2005.

Credit Card Authorization for \$920.00 covering the fee set forth in 37 CFR 1.17(h) and 1.17(e) is given (\$130 Petition; \$790 RCE).

Petitioner respectfully petitions that the above-identified application be withdrawn from issue in order to permit consideration of a submission under 37 CFR 1.114 (Request for Continued Examination with an Information Disclosure Statement) a copy of which is enclosed.

Dated: December 15, 2005

Respectfully submitted,

By   
Ronald W. Wangerow, Reg. No. 29,597  
FREUDENBERG-NOK GENERAL PARTNERSHIP  
Legal Department  
47690 East Anchor Court  
Plymouth, MI 48170-2455  
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12/16/2005 MBINAS 00000026 10650339

02 FC:1464

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<b>PETITION FEE</b> <b>Under 37 CFR 1.17(f), (g) &amp; (h)</b> <b>TRANSMITTAL</b> (Fees are subject to annual revision)	<table border="1"> <tr> <td>Application Number</td> <td>10/650339</td> </tr> <tr> <td>Filing Date</td> <td>August 28, 2003</td> </tr> <tr> <td>First Named Inventor</td> <td>Martin Novil</td> </tr> <tr> <td>Art Unit</td> <td>3676</td> </tr> <tr> <td>Examiner Name</td> <td>E. E. Peavey</td> </tr> <tr> <td>Attorney Docket Number</td> <td>03-0019 (8470-000119/US)</td> </tr> </table>	Application Number	10/650339	Filing Date	August 28, 2003	First Named Inventor	Martin Novil	Art Unit	3676	Examiner Name	E. E. Peavey	Attorney Docket Number	03-0019 (8470-000119/US)
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First Named Inventor	Martin Novil												
Art Unit	3676												
Examiner Name	E. E. Peavey												
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Send completed form to:  
 MS 313(c)  
 Commissioner for Patents  
 P.O. Box 1450  
 Alexandria, VA 22313-1450

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Enclosed is a petition filed under 37 CFR 1.313 that requires a processing fee (37 CFR 1.17(f), (g), or (h)). Payment of \$ 130.00 is enclosed.

This form should be included with the above-mentioned petition and faxed or mailed to the Office using the appropriate Mail Stop (e.g., Mail Stop Petition), if applicable. For transmittal of processing fees under 37 CFR 1.17(f), see form PTO/SB/17.

**Payment of Fees** (small entity amounts are NOT available for the petition fees)

- ☐ The Commissioner is hereby authorized to charge the following fees to Deposit Account No. \_\_\_\_\_:
- ☐ Petition fee under 37 CFR 1.17(f), (g) or (h) ☐ Any deficiency of fees and credit of any overpayments
- Enclose a duplicative copy of this form for fee processing.
- ☐ Check in the amount of \$ \_\_\_\_\_ is enclosed.
- ☒ Payment by credit card (Form PTO-2038 or equivalent enclosed) Do not provide credit card information on this form.

**Petition Fees under 37 CFR 1.17(f): Fee \$400 Fee Code 1462**

For petitions filed under:

- § 1.53(e) – to record a filing date
- § 1.57(a) – to record a filing date
- § 1.182 – for decision on a question not specifically provided for
- § 1.183 – to suspend the rules
- § 1.378(e) – for reconsideration of decision on petition refusing to accept delayed payment of maintenance fee in an expired patent
- § 1.741(b) – to record a filing date to an application under § 1.740 for extension of a patent term

**Petition Fees under 37 CFR 1.17(g): Fee \$200 Fee Code 1463**

For petitions filed under:

- § 1.12 – for access to an assignment record.
- § 1.14 – for access to an application.
- § 1.47 – for filing by other than all the inventors or a person not the inventor
- § 1.59 – for expungement of information.
- § 1.103(a) – to suspend action in an application
- § 1.136(b) – for review of a request for extension of time when the provisions of section 1.136(a) are not available.
- § 1.295 – for review of refusal to publish a statutory invention registration.
- § 1.296 – to withdraw a request for publication of a statutory invention registration filed on or after the date the notice of intent to publish issued.
- § 1.377 – for review of decision refusing to accept and record payment of a maintenance fee filed prior to expiration of a patent.
- § 1.550(c) – for patent owner requests for extension of time in *ex parte* reexamination proceedings.
- § 1.956 – for patent owner requests for extension of time in *inter partes* reexamination proceedings
- § 5.12 – for expedited handling of a foreign filing license
- § 5.15 – for changing the scope of a license
- § 5.25 – for retroactive license

**Petition Fees under 37 CFR 1.17(h): Fee \$130 Fee Code 1464**

For petitions filed under:

- § 1.18(g) – to request documents in a form other than that provided in this part.
- § 1.84 – for accepting color drawings or photographs.
- § 1.81 – for entry of a model or exhibit
- § 1.102(a) – to make an application special.
- § 1.138(c) – to expressly abandon an application to avoid publication
- § 1.313 – to withdraw an application from issue.**
- § 1.314 – to defer issuance of a patent.

*Ronald W. Wangerow*  
 Signature

Ronald W. Wangerow  
 Typed or printed name

December 15, 2005  
 Date

28,597  
 Registration No., if applicable